IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT PETITION NO : 11831 of 2005

Between:

R. Pentaiah, S/o Surappa, Business,
M.No. 2-12, Gotga Khurd, Basheerabad (M), Ranga Reddy District.

..... PETITIONER

AND

1 District Collector, Ranga Reddy District, Hyderabad.
2 Revenue Divisional Officer, Vikarabad, Ranga Reddy District.
3 Mandal Revenue Officer, Basheerabad (M), Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of Mandamus declaring the action of the respondent authorities in not releasing the stocks to the petitioner's F.P. Shop at Gotga Khurd, Basheerabad Mandal, Ranga Reddy District as arbitrary, illegal and violative of Art. 14 and 21 of the Constitution of India and consequently direct the respondent authorities to release the stocks to the Petitioner's F.P. Shop in Gotga Khurd, Basheerabad (M), Ranga Reddy District.

Counsel for the Petitioner: MR.A.SUDERSHAN REDDY

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following:

ORAL ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

2. The grievance of the petitioner in this Writ Petition is that despite the fact there were no allegations against him with regard to the manner of his functioning as a Fair Price Shop dealer, the respondents have stopped effect of supplies from April, 2005.

3. A counter affidavit is now filed by the Mandal Revenue Officer, who is 3rd respondent in the Writ Petition, wherein it is stated that the petitioner had failed to deposit the demand drafts in time for release of essential commodities and since he had submitted demand drafts for supplies required to be made for November, 2004, December, 2004, January, 2005, February, 2005 and March, 2005, the authorities had released essential commodities for these months.

4. It is stated by Sri G.Madhusudhan Reddy, appearing for Sri A.Sudershan Reddy, learned counsel for the petitioner, that the petitioner is willing to submit the demand drafts for release of essential commodities within one week from today. The respondents are directed to release stocks from the months of April, 2005 onwards within one week from the date of the submission of the demand drafts by the petitioner.

5. Writ Petition is disposed of accordingly. There shall be no order as to costs.

13.07.2005

SSR

Issue copy in two days.

(BO)

To

1 The District Collector, Ranga Reddy District, Hyderabad.
2 The Revenue Divisional Officer, Vikarabad, Ranga Reddy District.
3 The Mandal Revenue Officer, Basheerabad (M), Ranga Reddy District.

4 2 CCs to G.P. for Civil Supplies, High Court of A.P. Hyderabad. (OUT)

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